



Environmental and Public Protection Cabinet
Department for Environmental Protection
Division of Water
14 Reilly Road
Frankfort, Kentucky

Kentucky Pollutant Discharge Elimination System

Public Notice No. 2006-01

Date of Notice: January 13, 2006

Comments Due By: February 13, 2006

The Kentucky Department for Environmental Protection, Division of Water proposes to issue, modify or terminate Kentucky Pollutant Discharge Elimination System (KPDES) permits for the treated wastewater discharges listed below.

KPDES PERMIT ISSUANCE

JONES PARK ELEMENTARY (Casey County Board of Education), Highway 70, Yosemite, Kentucky. KPDES No. KY0105694. This permit action involves a new discharge of sanitary wastewater from a school that enters an unnamed tributary at mile point 0.3 in Casey County. The unnamed tributary enters the Green River at mile point 364.8. Permit Writer: Daniel Hardin.

KPDES PERMIT REISSUANCES

1. **MURRAY STATE UNIVERSITY – HANCOCK BIOLOGICAL STATION**, 561 Emma Drive, Murray, Kentucky. KPDES No. KY0087173. This permit action involves an existing source discharge of sanitary wastewater from a biological research and educational facility (SIC Code 8221) that enters Kentucky Lake at mile point 44.5 of the Tennessee River in Calloway County. Permit Writer: Dan Juett.
2. **TERRE VERTE ESTATES WASTEWATER TREATMENT PLANT** (W. & W. Service Company), Lovelaceville Road, Paducah, Kentucky. KPDES No. KY0033782. This permit action involves an existing source discharge of sanitary wastewater from a subdivision (SIC Code 6552) that enters an unnamed tributary at mile point 0.3 in McCracken County. The unnamed tributary enters Massac Creek at mile point 9.8. Permit Writer: Dan Juett.

KPDES COAL GENERAL PERMIT COVERAGE

1. **BEECH CREEK COAL COMPANY, LLC**, Kentucky Routes 3149 and 632, Jamboree, Kentucky. KPDES No. KYG046140. This permit action involves a new source discharge of coal mine drainage and storm water runoff from a coal surface mining operation that enters Low Gap of Smith Fork in Pike County. Permit Writer: Diana Davidson.
2. **LOCUST GROVE, INCORPORATED**, Intersection of Browns Fork Road and Kentucky Route 451, Hazard, Kentucky. KPDES No. KYG046139. This permit action involves a new source discharge of coal mine drainage and storm water runoff from a coal mining operation that enters Elm Lick Fork, Browns Creek, Curly Fork, Browns Fork and Messer Branch in Perry County. Permit Writer: Lori Veal.

KPDES COAL GENERAL PERMIT MODIFICATIONS

1. **CONSOL OF KENTUCKY, INCORPORATED**, Kentucky 7 and Route 899, Hall, Kentucky. KPDES No. KYG045609. This permit action involves a new source discharge of coal mine drainage and storm water runoff from a coal surface mining operation that enters King Branch in Knott County. This permit is being modified to allow for additional surface area and new sediment structures associated with DNR Permit No. 860-0390, Amendment 4. Permit Writer: Diana Davidson.
2. **CONSOL OF KENTUCKY, INCORPORATED** (United Farming, Incorporated), Route 899 and Kentucky 7, Pippa Passes, Kentucky. KPDES No. KYG046024. This permit action involves a new source discharge of coal mine drainage and storm water runoff from a coal surface mining operation that enters Dry Branch in Knott County. This permit is being modified to allow for additional surface area and new sediment structures associated with DNR Permit No. 860-5260, Amendment 1. Permit Writer: Diana Davidson.

3. **H & R COAL COMPANY**, Neds Branch Road and Kentucky Route 1482, Sizerock, Kentucky. KPDES No. KYG045826. This permit action involves a new source discharge of coal mine drainage and storm water runoff from a coal surface mining operation that enters Bullskin Creek in Leslie County. This permit is being modified to allow for additional surface area and two (2) new sediment structures associated with DNR permit No. 866-0269, Amendment 1. Permit Writer: Diana Davidson.

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Division of Water-KPDES Branch
Inventory and Data Management Section
14 Reilly Road, Frankfort Office Park
Frankfort, Kentucky 40601

Commonwealth of Kentucky Antidegradation Statement

Antidegradation determinations have been made in regard to the permits referenced in this Public Notice. Any information concerning the foundation of the Division's position as to these determinations is addressed in the permits' Statement of Basis or Fact Sheets and all supporting documentation is available in the permit files maintained at the Division central office in Frankfort, Kentucky. Kentucky's antidegradation policy is found in Regulation 401 KAR 5:029, Section 1. Antidegradation policy implementation methodology is defined in Regulation 401 KAR 5:030. The primary purposes of these regulations is to safeguard the surface waters of the Commonwealth for their designated uses, to prevent the creation of any new pollution of these waters, and to abate any existing pollution.

GENERAL INFORMATION

The KPDES program issues permits for all treatment facilities which discharge, or propose to discharge, to waters of the Commonwealth which are classified for domestic water supply, for fish and aquatic life, and for recreation. Proposed KPDES permits are written to protect the classified uses of receiving waters and contain limitations on the amounts of pollutants to be discharged and other conditions. The proposed permits are drafted in accordance with applicable provisions of the Kentucky Revised Statutes and appropriate regulations. The permit conditions are tentative and open to comment from the public. Persons wishing to comment upon or object to the proposed action (permit issuance, modification or termination) or the proposed permit conditions are invited to submit comments to the Division at the following address: **Department for Environmental Protection, Division of Water, KPDES Branch, Frankfort Office Park, 14 Reilly Road, Frankfort, Kentucky 40601, Attention: Inventory & Data Management Section.** The comments must be received by the comment due date stated at the beginning of this notice. The applicant's name and KPDES number should be included in the comments.

Interested persons may also request that the Director of the Division hold a public hearing on any application. The request must be filed within the comment period and must indicate the interest of the party filing it and the reasons why a hearing is warranted. When there is public interest, the Director will hold a public hearing pursuant to 401 KAR 5:075, Section 7. After consideration of comments submitted during the comment period, the hearing record, if any, and the requirements of the Federal and State Acts and appropriate regulations, the Director of the Division will make a determination regarding final permit action.

Permit applications, draft permits, fact sheets or statements of basis, and additional information are available by contacting the Division of Water. Business hours are 8:00 a.m. to 4:30 p.m. Monday through Friday, except for holidays. A copy machine is available for public use at 10 cents per page. Three (3) days advance notice may be required for inspection of files. **Please bring the preceding to the attention of persons whom you know will be interested.**

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